

Trust Fund, and for other purposes; as amended.

The SPEAKER pro tempore, Mr. LATOURETTE, recognized Mr. GALLEGLY and Mr. FALEOMAVAEGA, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill, as amended?

Mr. FALEOMAVAEGA demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. LATOURETTE, by unanimous consent and pursuant to clause 5(b)(1) of rule I, announced that further proceedings were postponed.

¶117.14 SUSPENSION OF THE RULES

Mr. SAXON, pursuant to House Resolution 525, at 1:15 p.m. announced the Speaker will recognize a Member for a motion to suspend the rules under clause 1, rule XXVII, today with respect to the bill (H.R. 3632) to amend title XVIII and XIX of the Social Security Act to permit a waiver of the prohibition of offering nurse aide training and competency evaluation programs in certain nursing facilities.

¶117.15 ESTONIA FISHERIES AGREEMENT

Mr. SAXON moved to suspend the rules and pass the bill (H.R. 543) to approve a governing international fishery agreement between the United States and the Republic of Estonia; as amended.

The SPEAKER pro tempore, Mr. LATOURETTE, recognized Mr. SAXON and Mr. ABERCROMBIE, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. LATOURETTE, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

By unanimous consent, the title was amended so as to read: "An Act to reauthorize the National Marine Sanctuaries Act, and for other purposes."

A motion to reconsider the votes whereby the rules were suspended and said bill, as amended, was passed and the title was amended was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶117.16 CANADIAN BOATER LANDING PERMITS

Mr. HOKE moved to suspend the rules and pass the bill (H.R. 4165) to provide for certain changes with respect to requirements for a Canadian boater landing permit pursuant to section 235 of the Immigration and Nationality Act; as amended.

The SPEAKER pro tempore, Mr. LATOURETTE, recognized Mr. HOKE and Mr. TRAFICANT, each for 20 minutes.

After debate,

On motion of Mr. HOKE, by unanimous consent, the bill was modified as follows:

Strike out the text on page 3, beginning on line 12 and insert: "a United States passport for the duration of the trip."

After further debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. LATOURETTE, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

By unanimous consent, the title was amended so as to read: "An Act to provide for certain changes with respect to requirements for a Canadian border boat landing permit pursuant to section 235 of the Immigration and Nationality Act."

A motion to reconsider the votes whereby the rules were suspended and said bill, as amended, was passed and the title was amended was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶117.17 OREGON-WASHINGTON TAX

Mr. GEKAS moved to suspend the rules and pass the bill (H.R. 3163) to provide that Oregon may not tax compensation paid to a resident of Washington for services as a Federal employee at a Federal hydroelectric facility located on the Columbia River.

The SPEAKER pro tempore, Mr. LATOURETTE, recognized Mr. GEKAS and Ms. LOFGREN, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. LATOURETTE, announced that two-thirds of the Members present had voted in the affirmative.

Mr. DEFAZIO demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. LATOURETTE, by unanimous consent and pursuant to clause 5(b)(1) of rule I, announced that further proceedings were postponed.

¶117.18 ORDER OF BUSINESS— CONSIDERATION OF SUSPENSION

On motion of Mr. BILIRAKIS, by unanimous consent, notwithstanding the provisions of House Resolution 525, the Speaker was authorized to entertain a motion to suspend the rules and pass the bill (H.R. 3632) to amend title XVIII and XIX of the Social Security Act to permit a waiver of the prohibi-

tion of offering nurse aide training and competency evaluation programs in certain nursing facilities.

¶117.19 NURSE AID TRAINING

Mr. BILIRAKIS, pursuant to the foregoing order, moved to suspend the rules and pass the bill (H.R. 3632) to amend title XVIII and XIX of the Social Security Act to permit a waiver of the prohibition of offering nurse aide training and competency evaluation programs in certain nursing facilities.

The SPEAKER pro tempore, Mr. LATOURETTE, recognized Mr. BILIRAKIS and Mr. DINGELL, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. LATOURETTE, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶117.20 RECESS—2:16 P.M.

The SPEAKER pro tempore, Mr. LATOURETTE, pursuant to clause 12 of rule I, declared the House in recess at 2 o'clock and 16 minutes p.m., subject to the call of the Chair.

¶117.21 AFTER RECESS—5:01 P.M.

The SPEAKER pro tempore, Mr. BURTON, called the House to order.

¶117.22 FURTHER MESSAGE FROM THE SENATE

A further message from the Senate by Mr. Lundregan, one of its clerks, announced that the Senate had passed without amendment bills and a concurrent resolution of the House of the following titles:

H.R. 1514. An Act to authorize and facilitate a program to enhance safety, training, research and development, and safety education in the propane gas industry for the benefit of propane consumers and the public, and for other purposes;

H.R. 1823. An Act to amend the Central Utah Project Completion Act to direct the Secretary of the Interior to allow for prepayment of repayment contracts between the United States and the Central Utah Water Conservancy District dated December 28, 1965, and November 26, 1985, and for other purposes;

H.R. 2967. An Act to extend the authorization of the Uranium Mill Tailings Radiation Control Act of 1978, and for other purposes;

H.R. 3660. An Act to make amendments to the Reclamation Wastewater and Groundwater Study and Facilities Act, and for other purposes;

H.R. 3871. An Act to waive temporarily the Medicaid enrollment composition rule for certain health maintenance organizations;

H.R. 3973. An Act to provide for a study of the recommendations of the Joint Federal-

State Commission on Policies and Programs Affecting Alaska Natives;

H.R. 4138. An Act to authorize the hydrogen research, development, and demonstration programs of the Department of Energy, and for other purposes;

H.R. 4168. An Act to amend the Helium Act to authorize the Secretary to enter into agreements with private parties for the recovery and disposal of helium on Federal lands, and for other purposes; and

H. Con. Res. 207. Concurrent resolution approving certain regulations to implement provisions of the Congressional Accountability Act of 1995 relating to labor-management relations with respect to covered employees, other than employees of the House of Representatives and employees of the Senate, and for other purposes.

The message also announced that the Senate had passed with amendments in which the concurrence of the House is requested, bills of the House of the following titles:

H.R. 2779. An Act to provide for appropriate implementation of the Metric Conversion Act of 1975 in Federal construction projects, and for other purposes; and

H.R. 3118. An Act to amend title 38, United States Code, to reform eligibility for health care provided by the Department of Veterans Affairs.

The message also announced that the Senate has passed a bill of the following title in which the concurrence of the House is requested:

S. 2130. An Act to extend certain privileges, exemptions, and immunities to Hong Kong Economic and Trade Offices.

¶117.23 NOTICE OF SUSPENSION OF THE RULES

Ms. PRYCE, pursuant to House Resolution 525, at 5:02 p.m. announced the Speaker will recognize Members for motions to suspend the rules under clause 1, rule XXVII, on Saturday, September 28, 1996, with respect to the following bills:

H.R. 3005, SEC conference report, and S. 2003, armored car.

¶117.24 WAIVING ENROLLMENT REQUIREMENTS FOR GENERAL OR CONTINUING APPROPRIATIONS

Ms. PRYCE, by unanimous consent, submitted for consideration the joint resolution (H.J. Res. 197) waiving certain enrollment requirements with respect to any bill or joing resolution of the One Hundred Fourth Congress making general or continuing appropriations for fiscal year 1997.

When said joint resolution was considered, read twice, ordered to be engrossed and read a third time, was read a third time by title, and passed.

A motion to reconsider the vote whereby said joint resolution was passed was, by unanimous consent, laid on the table.

Ordered. That the Clerk request the concurrence of the Senate in said joint resolution.

¶117.25 PROVIDING FOR THE CONSIDERATION OF CERTAIN RESOLUTIONS FOR SINE DIE ADJOURNMENT

Ms. PRYCE, by direction of the Committee on Rules, called up the following resolution (H. Res. 546):

Resolved. That upon the adoption of this resolution it shall be in order to consider in the House a joint resolution waiving certain enrollment requirements with respect to any bill or joint resolution of the One Hundred Fourth Congress making general or continuing appropriations for fiscal year 1997. The joint resolution shall be debatable for one hour equally divided and controlled by the majority leader and the minority leader or their designees. The previous question shall be considered as ordered on the joint resolution to final passage without intervening motion except one motion to commit.

SEC. 2. Upon the adoption of this resolution it shall be in order to consider in the House a joint resolution appointing the day for the convening of the first session of the One Hundred Fifth Congress and the day for counting in Congress of the electoral votes for President and Vice President cast in December 1996. The joint resolution shall be debatable for one hour equally divided and controlled by the majority leader and the minority leader or their designees. The previous question shall be considered as ordered on the joint resolution to final passage without intervening motion except one motion to commit.

SEC. 3. A resolution providing that any organizational caucus or conference in the House of Representatives for the One Hundred Fifth Congress may begin on or after November 15, 1996, is hereby adopted.

SEC. 4. A resolution providing for the printing of a revised edition of the Rules and Manual of the House of Representatives for the One Hundred Fifth Congress as a House document, and for the printing and binding of three thousand additional copies for the use of the House, of which nine hundred copies shall be bound in leather with thumb index and delivered as may be directed by the Parliamentarian of the House, is hereby adopted.

SEC. 5. Each committee of the House that is authorized to conduct investigations may file reports to the House thereon following the adjournment of the second session sine die.

SEC. 6. Reports on the activities of committees of the House in the One Hundred Fourth Congress pursuant to clause 1(d) of rule XI may be printed as reports of the One Hundred Fourth Congress.

SEC. 7. The Speaker and the minority leader may accept resignations and make appointments to commissions, boards, and committees following the adjournment of the second session sine die as authorized by law or by the House.

SEC. 8. The chairman and ranking minority member of each standing committee and subcommittee may extend their remarks in the Congressional Record and include a summary of the work of their committee or subcommittee.

SEC. 9. All Members may extend their remarks in the Congressional Record on any matter occurring prior to the adjournment of the second session sine die.

When said resolution was considered. After debate,

¶117.26 POINT OF ORDER

Mr. BONIOR, during debate addressed the House and, during the course of his remarks,

Mr. WALKER made a point of order, and said:

"The gentleman in the well is engaging in debate which is beyond the rules of the House in that he is discussing matters that are presently active before the Ethics Committee."

Mr. BONIOR was recognized to speak to the point of order, and said:

"This resolution, Mr. Speaker, is about what happens to the House after the House of Representatives adjourns. Clearly, the issue which I am addressing is important in resolving that question. The Speaker of the House has traditionally, under the resolutions of recent years, been able to call us back into session is indeed there was a national or international emergency to do so. However, the agreement was reached in terms of giving the Speaker that power. It seems to me with the cloud hanging over the head of this institution because of the alleged violations by the Speaker on tax fraud and misleading the committee and other issues, that in fact the committee has just today broadened in terms of its interest in GOPAC.

"Mr. Speaker, I am trying to make the point that this resolution is about the Speaker's authority to bring us back.

"We are attempting to amend that particular resolution in order, because the Speaker is at question here on a very important point.

"In order to trigger the House back into session, if indeed the special counsel issues its report to the Committee on Standards of Official Conduct, it is entirely within the scope of the discussion that we are having on this particular rule."

The SPEAKER pro tempore, Mr. BURTON, sustained the point of order, and said:

"Matters pending before the Committee on Standards of Official Conduct regarding the official conduct of sitting Members may not be debated on the House floor if there is not pending a question of the privileges of the House. This has been the consistent ruling of the Chair in this and prior Congresses.

"The fact that the committee may have issued an interim status report does not justify such references in debate. This also includes references to proposed House action on and scheduling of matters relating to the conduct of Members.

"The gentleman [Mr. BONIOR] may proceed in order."

¶117.27 POINT OF ORDER

Mr. VOLKMER rose to a point of order, and said:

"Mr. Speaker, according to the resolution presently pending before the House that, in the event that the Committee on Standards of Official Conduct would make a full report to the House subsequent to adjournment sine die, and in that report would either call for the resignation, reprimand, or expulsion of the Speaker, that this House, under this resolution, would not be able to come back in and take up that report.

"Now, the debate is, correct me if I am wrong, I think the debate is whether or not this resolution should be amended as to whether or not the House should be able to come back in to take up such a report and take action on that report.